

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

In re: : Case No.: 17-10514-TPA  
: :  
B.L. Gustafson, LLC : Chapter: 11  
: :  
Debtor(s). :  
: Date: 12/7/2017  
: Time: 10:00

**PROCEEDING MEMO**

**MATTER:** #60 Cont. Motion to Dismiss Case for Failure to Timely File Tax Return

#64 Resp. by Dept. of Revenue  
#65 Resp. by Debtor

#66 Cont. Motion to Withdraw Motion to Dismiss Case  
#75 CNO filed

**APPEARANCES:**

Debtor: Guy C. Fustine  
IRS: Jill Locnikar  
PA Dept. Rev.: Robert Edmundson (video)  
Ford Motor Cr: Keri Ebeck (video)

**NOTES:**

Edmundson: (10:41) Mr. Fustine has requested time to retain an accountant.  
Locknikar: Latest quarterly tax return has not been filed.  
Court: When will you have an accountant?  
Fustine: I have been in touch with Mr. Tom Ball. Can have him by the first of the year.  
Court: Motion for Accountant needs to be filed by December 31, 2017. At some point the Debtor's actions will become prejudicial to him.

**OUTCOME:** DENIED, TO to be entered denying motion to dismiss in light of agreement of the parties.

  
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